

Meeting Attendees	
Name	Organization
Ron Levy (Co-Chair)	Department of Social Services
Alesha Adamson	Texas Health Services Authority
Brian Bernskoetter	Sandlot
Jim Bettendorf	Gateway, EDI, LLC
Brian Bowles	Missouri Association of Osteopathic Physicians & Surgeons
Anne Curchin	Missouri Hospital Association
Sarah Eber	Care Link
Robert Freund, Jr.	St. Louis Regional Health
E. Benton Goon	Missouri Department of Mental Health
Martha Gragg	Missouri Foundation for Health
Heather Grefrath	Dept. of Mental Health
Scott Gronowski	BJC HealthCare
Mark Gutchen	Missouri Department of Social Service
Tom Holloway	MSMA
Pam Jodock	Anthem
Jessica Land	Patek & Associates
Denni McColm	Citizens Memorial Healthcare
Laura McCrary	Regional Health Care Initiative, Mid America Regional Council
Ebrahim Moshiri	Object Computing, Inc.
Drew Oestreich	Pharmacy Agent Corporation
Stephanie Rose	Washington University, St. Louis
Brian Roy	Availity, LLC
Grant Savage	University of Missouri School of Medicine
Ellen Schaumberg	MARHC
Patricia Sherman	St. Louis Community College
Gerald Sill	Missouri Hospital Association
Jennifer Stilabower	Department of Health and Senior Services
Lee Ann Temmen	Department of Health and Senior Services
Benoy Thomas	MU Graduate Student
Staff	
Laurie Hines	Department of Health and Senior Services
Diana Jones	Department of Social Services
Charlotte Krebs	Department of Social Services
Beth McQuaide	Department of Social Services
Tim Andrews	Manatt Health Solutions
Bill Bernstein (by phone)	Manatt Health Solutions
Melinda Dutton	Manatt Health Solutions
Peter Olberg	Manatt Health Solutions
Kier Wallis	Manatt Health Solutions

Next Meeting	<p>Wednesday, January 13, 8:30 am – 11:30 am CT. <i>Location TBD</i></p> <p><i>The Governance Workgroup will meet bi-weekly. In-person attendance is strongly recommended.</i></p>
Action Items	<p><i>Please contact Workgroup staff (contact information below) with questions about the Workgroup framework, process, or timeline</i></p> <ul style="list-style-type: none"> ➤ Provide feedback and comments by January 4th to kwallis@manatt.com ➤ Workgroup staff will share Notice of Proposed Rulemaking (NPRM) around meaningful use when published. ➤ Review initial environmental scan completed for the Project Application and provide feedback and additional information to kwallis@manatt.com <ul style="list-style-type: none"> ○ Project application is accessible at http://dss.mo.gov/hie/action/index.shtml; see Project Narrative ➤ Review draft Strategic Plan content prior to the next meeting <ul style="list-style-type: none"> ○ Workgroup members will be notified via email when draft Strategic Plan content is posted for review. ➤ Workgroup participants to send suggestions of additional stakeholders to ckrebs@primaris.org
Content Reviewed <i>Materials are available online at http://www.dss.mo.gov/hie/index.shtml</i>	<ul style="list-style-type: none"> ➤ Stakeholder feedback ➤ Governance alternatives for the not-for-profit (NFP) ➤ Role of the new statewide not-for-profit ➤ <i>Other material included in the meeting presentation will be discussed at future Workgroup Meetings, including:</i> <ul style="list-style-type: none"> ○ Participants in decision-making ○ Basic attributes of governing board ○ Relationship of not-for-profit to participants ○ Internal structure (e.g. committees, working groups, operations council) ○ Mechanisms for broader engagement
Key Commentary & Discussion	<p>Stakeholder feedback</p> <ul style="list-style-type: none"> ➤ Governance should include and be constituted by a diverse team <p>Setting the stage</p> <ul style="list-style-type: none"> ➤ Governance entity will be critical to establishing trust with providers and consumers (ultimate key to success); statewide multi-stakeholder NFP should represent all interests ➤ Statewide not-for-profit, public-private partnership was recommended by the group at the last meeting. <ul style="list-style-type: none"> ○ What are non-healthcare examples of this scenario? <ul style="list-style-type: none"> • Legal Services Corporation (LSC) - http://www.lsc.gov/ • American National Standards Institute(ANSI) - http://www.ansi.org/ • Intelligent transportation systems ➤ State staff are working with counsel to determine what is possible in Missouri

What should be the role of the new statewide not-for-profit? The Workgroup identified potential roles of the statewide NFP and recommended the following amendments to the language as presented. Language that the Workgroup suggests be removed is stricken through; new language is in red.

- Through its mission statement and the drafting of a statewide Health Information Exchange (HIE) Plan, define clear and consistent goals and objectives for statewide HIE.
- Define and adopt legal, business and technical rules that participants ~~voluntarily agree to~~ comply with as members of a self-regulatory organization.
- ~~➤ Act as Missouri's State Designated Entity under ARRA and receive and disburse infrastructure funding and potentially a portion of meaningful use payments under ARRA.~~
- Act as the agent for distribution of ~~other~~ state and federal grant funds for ~~HIT~~ **statewide HIE** development.
- ~~Organize and potentially offer~~ **Ensure the availability of** statewide technology services.
- ~~➤ Act as an N-HIE within the context of the NHIN.~~
- Coordinate **with** Missouri's ~~network of~~ Regional Extension Centers.
- ~~Explore and define~~ **Establish a** business models ~~that can lead to~~ **for a** sustainable self-financing ~~HIE~~ **statewide health information organization (HIO).**
- **Have the authority to ensure compliance, enforce rules and resolve disputes as it relates to participation in the statewide HIO (and in compliance with state laws and regulations).**

Discussion

- A state designated entity (SDE) is a term used in federal statute to describe an organization authorized to receive funding from the federal government to support the development of HIE. A health information organization (HIO) responsible for governance of HIE does not need to be the SDE.
- The question "who owns the data?" is critical.
- Governance principles should address privacy and security and the protection of patient and provider rights. Governor Nixon has emphasized that privacy and security is paramount. The Legal/Policy Workgroup is addressing privacy and security.
- The governing board of the NFP should exhibit neutrality and diversity.
- For purposes of the current project, the State is the fiscal intermediary and recipient of federal funding to support HIE.
- Coordination with the Regional Center (RC) is important.
- If the statewide NFP offers technical services there may be a conflict of interest regarding the distribution of funds.
- The statewide HIO should be designed so that it can fairly make decisions with general support and industry trust.
- The statewide HIO will establish business, legal, and technical policies/rules for HIE.
- The decision to create a single statewide HIO does not require that there is only one technology provider.
- The Workgroup and statewide HIO must comply with existing state laws and regulations; the State government as a participant cannot be prohibited from exercising its regulatory and legislative responsibilities.
- Regional HIE initiatives are viewed as assets that may be leveraged to

Key Decisions	<p>advance HIE; existing and evolving initiatives should be understood to inform business decisions about what can be built upon.</p> <ul style="list-style-type: none"> ➤ There is limited funding available and decisions must be made up front to advance goals and HIE services. <p>Beacon Community Program Grant Opportunity</p> <ul style="list-style-type: none"> ➤ It would be outstanding if the state of MO had a Beacon Community and the State will support Beacon Community applicants <ul style="list-style-type: none"> ○ The State is reaching out to regional HIEs to gauge interest; the State may share some resources with potential applicants ○ A Beacon Community will be required to coordinate and integrate with the statewide HIO efforts.
	<ul style="list-style-type: none"> ➤ The Workgroup agreed to use the term "statewide HIO" to refer to the NFP public-private governance entity. <p>The Workgroup revised the language around roles of the statewide HIO and reached consensus on the roles as written below. Language that the Workgroup suggests be removed is stricken through; new language is in red.</p> <ul style="list-style-type: none"> ➤ <ul style="list-style-type: none"> ○ Through its mission statement and the drafting of a statewide HIE Plan, define clear and consistent goals and objectives for statewide HIE. ○ Define and adopt legal, business and technical rules that participants voluntarily agree to comply with as members of a self-regulatory organization. ○ Act as Missouri's State Designated Entity under ARRA and receive and disburse infrastructure funding and potentially a portion of meaningful use payments under ARRA. ○ Act as the agent for distribution of other state and federal grant funds for HIT statewide HIE development. ○ Organize and potentially offer Ensure the availability of statewide technology services. ○ Act as an N-HIE within the context of the NHIN. ○ Coordinate with Missouri's network of Regional Extension Centers. ○ Explore and define Establish a business models that can lead to for a sustainable self-financing HIE statewide HIO. ○ Have the authority to ensure compliance, enforce rules and resolve disputes as it relates to participation in the statewide HIO (and in compliance with state laws and regulations).
Next Meeting	<ul style="list-style-type: none"> ➤ Review draft Strategic Plan content to be circulated to the Workgroup in advance of the meeting. ➤ Continue discussion of the statewide HIO and identify areas of consensus; where consensus is not reached, identify issues/considerations and a process to address those issues/considerations in the Operational Planning process.
Workgroup Staff Contact Information	<ul style="list-style-type: none"> ➤ Laurie Hines - Laurie.Hines@dhss.mo.gov ➤ Brian Kinkade - Brian.D.Kinkade@dss.mo.gov ➤ Bill Bernstein - wbernstein@manatt.com ➤ Peter Olberg - polberg@manatt.com ➤ Kier Wallis - kwallis@manatt.com